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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) No. CR 06-0030 JSW

Plaintiff,)
v.)
) STIPULATION AND [PROPOSED]
) ORDER DOCUMENTING
) EXCLUSION OF TIME

NANCY TAN and JOHNNY LEE TAN,

Defendants.

No. CR 06-0030 JSW

STIPULATION AND [PROPOSED]
ORDER DOCUMENTING
EXCLUSION OF TIME

With the agreement of the parties in open court on September 28, 2006, and with the
ent of the defendants Nancy Tan and Johnny Lee Tan, the Court enters this order (1) setting
ing on November 30, 2006 at 2:30 p.m. with respect to the defendants Nancy Tan and
y Lee Tan and (2) documenting the exclusion of time under the Speedy Trial Act, 18
. § 3161, from September 28, 2006 to November 30, 2006. The parties agree, and the
finds and holds, as follows:

1. The defendants appeared before the Court with counsel on September 28, 2006. Counsel informed the Court that the government had produced a large amount of discovery, including a large amount of digital discovery. Given the complexity of the case and the voluminous discovery, counsel for the defendants need additional time to review the discovery that has been and will be produced. Continuing the case until November 30, 2006 will give the

1 defendants the opportunity to accomplish these objectives.

2 2. The Court finds that, taking into the account the public interest in the prompt
3 disposition of criminal cases, granting the continuance until November 30, 2006 is necessary
4 based on the complex nature of this case arising from the large amount of discovery and based on
5 effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(B)(ii) & (iv). Given these
6 circumstances, the Court finds that the ends of justice served by excluding the period from
7 September 28, 2006 to November 30, 2006 outweigh the best interest of the public and the
8 defendants in a speedy trial. Id. § 3161(h)(8)(A).

9 3. Accordingly, and with the consent of the defendants Nancy Tan and Johnny Lee
10 Tan, the Court (1) sets a hearing for November 30, 2006 at 2:30 p.m. and (2) orders that the
11 period from September 28, 2006 to November 30, 2006 be excluded from Speedy Trial Act
12 calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) & (iv).

13 SO STIPULATED.

14 DATED: 10/31/2006

/S/
KYLE F. WALDINGER
Assistant United States Attorney

17 DATED: 10/27/06

/S/
STEVEN GRUEL
Attorney for the defendant Nancy Tan

20 DATED: 10/31/06

/S/
SHANA KEATING
Attorney for the defendant Johnny Lee Tan

22 IT IS SO ORDERED.

24 DATED: November 1, 2006


JEFFREY S. WHITE
United States District Judge